



PATENT APPLICATION

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicants: Tetsuo NISHIKAWA et al

For: THERMOPLASTIC RESIN COMPOSITION

Serial No.: 09/973 646 Group: 1714

Confirmation No.: 6210

Filed: October 9, 2001 Examiner: Shosho

Atty. Docket No.: Nanjo Case 1

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION UNDER 37 CFR 1.132

We, the undersigned, hereby declare as follows:

We are the inventors of the invention described and claimed in application Serial No. 09/973 646, filed on October 9, 2001.

We have read and understood the specification and claims of U.S. Patent No. 6 364 422, entitled BALANCE WEIGHT FOR VEHICLE WHEEL, issued on April 2, 2002 and invented by Toshiaki SAKAKI, Kazuo KADOMARU and Tetsuo MIZOGUCHI.

We hereby unequivocally declare that we are the true inventors of the thermoplastic resin composition containing 2.5 to 8.0% by weight of a thermoplastic elastomer and 97.5 to 92% by weight of tungsten powder, and molded articles formed therefrom, and that we disclosed the thermoplastic resin containing 2.5 to 8.0% by weight of a thermoplastic elastomer and 97.5 to 92% by weight of tungsten powder, and molded articles formed therefrom, to the inventors of U.S. Patent No. 6 364 422, and that the use of a thermoplastic resin composition containing 2.5 to 8.0% by weight of a thermoplastic elastomer and 97.5 and 92% by weight of tungsten powder in U.S. Patent No. 6 364 422 and Japanese Patent Application 11-234419, the Japanese priority application of U.S. Patent No. 6 364 422, was based solely on our disclosure

of the subject matter described in the application Serial No. 09/973 646 and the entitled BALANCE WEIGHT FOR VEHICLE WHEEL was invented independently by the inventors of U.S. Patent No. 6 364 422.

We hereby declare that all statements made herein of our own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18. of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: Feb. 12, 2004 Kazuo Haruta
Kazuo HARUTA